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**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**

COOLER MASTER CO., LTD. and  
CMI USA, INC.,

Plaintiffs,

v.

ASETEK DANMARK A/S,

Defendant.

CASE NO. 4:21-cv-4627-HSG

**JOINT SCHEDULING STIPULATION AND  
ORDER**

Hon. Haywood S. Gilliam, Jr.

1 Pursuant to Civil Local Rule 7-12 and the Court's Order (ECF 31), plaintiffs Cooler Master Co.,  
2 Ltd. and CMI USA, Inc. and defendant Asetek Danmark A/S submit the following Scheduling Stipulation  
3 and Proposed Order.

4 WHEREAS, on June 16, 2021, Cooler Master filed the declaratory judgment action seeking a  
5 declaration of patent non-infringement of seven patents (U.S. Patent Nos. 8,240,362 (the "'362 patent"),  
6 8,245,764 (the "'764 patent"), 9,733,681 (the "'681 patent"), 10,078,354 (the "'354 patent"), 10,078,355  
7 (the "'355 patent"), 10,599,196 (the "'196 patent"), and 10,613,601 (the "'601 patent")) under 28 U.S.C.  
8 §§ 1331 and 1338(a), and the Declaratory Judgment Act, 28 U.S.C. §§ 2201 and 2202. ECF 1.

9 WHEREAS, on December 3, 2021, Asetek answered to Cooler Master's claim and counterclaimed  
10 for patent infringement of two of the seven patents (the '362 and '764 patents) against Cooler Master. ECF  
11 20.

12 WHEREAS, on January 10, 2022, Asetek amended its counterclaims and answer. ECF 26.

13 WHEREAS, on January 19, 2022, Cooler Master and Asetek submitted its Joint Case Management  
14 Statement. ECF 27.

15 WHEREAS, on January 24, 2022, Cooler Master answered to Asetek's amended counterclaims.  
16 ECF 29.

17 At the Initial Case Management Conference (January 25, 2022), the Court ordered the parties to  
18 file a scheduling stipulation for Asetek's motion to stay. ECF 31. Having met and conferred, the parties  
19 now stipulate to the following briefing schedule:

- 20 1. Asetek will file its motion to stay by **February 9, 2022**;
- 21 2. Cooler Master will file its opposition to Asetek's motion by **February 23, 2022**; and
- 22 3. Asetek will submit its reply by **March 2, 2022**.

23 The motion will set a hearing date of May 12, 2022, subject to the Court's determination whether  
24 to advance the hearing date or take the motion under submission on the papers. ECF 31.

25 IT IS SO STIPULATED.  
26  
27  
28

1 DATED: January 31, 2022

GREENBERG TRAURIG, LLP/COOLEY LLP

2 By: /s/David S. Bloch

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*Attorneys for Defendant ASETTEK DANMARK A/S*

**ATTESTATION PURSUANT TO CIVIL LOCAL RULE 5-1(I)(3)**

1 I, David S. Bloch, hereby attest, pursuant to N.D. Cal. Civil Local Rule 5-1, that the  
2 concurrence to the filing of this document has been obtained from Arpita Bhattacharyya, signatory  
3 hereto.

4  
5 Dated: January 31, 2022

By: /s/ David S. Bloch

6 David S. Bloch

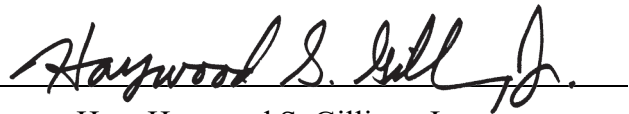
7 Attorneys for Plaintiff Cooler Master Co., Ltd.  
8 and CMI USA, Inc.

9  
10  
11 **ORDER**

12 PURSUANT TO parties' stipulation, and for good cause shown, **IT IS SO ORDERED** that:

- 13 1. Asetek will file a motion to stay by **February 9, 2022**;  
14 2. Cooler Master will file its opposition to Asetek's motion by **February 23, 2022**; and  
15 3. Asetek will submit its reply in further support of the motion by **March 2, 2022**.

16  
17  
18  
19 Dated: 2/1/2022



20 Hon. Haywood S. Gilliam, Jr.

21 United States District Judge